IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.4593 OF 2007

Smt. Kavita Deepak Thoravade ....Petitioner.
V/s
State of Maharashtra & Ors.. ....Respondents.

Mr.A.S.Desai, Adv. For the petitioner.

Ms.V.S.Mhaispurkar, Adv. For respondent Nos. 1 and 3.

Mrs.Poonam Bhosale, Adv. For respondent No.12.

Ms.Usha Srivastav i/by M/s.Cansulta Juris, Adv. For respondents 6 & 7.

CORAM: A.P.DESHPANDE, J.
19/7/07

PC:

Rule. Rule made returnable forthwith.

Taken up for final hearing by consent of parties.

The main grievance of the petitioner in the instant petition is that without issuing any notice to the petitioner in regard to the date fixed for hearing of the revision, the revision application was heard and an order came to be passed therein which is challenged in this petition. It is submited that the impugned order has been passed in violation of principles of natural justice as reasonable opportunity was denied to the petitioner of being heard in the matter. Parties have filed on record minutes of order agreeing therein to set aside the impugned order dated 1.6.07 seeking further direction to revisional authority to decide the revision expeditiously after affording an opportunity of being heard to the parties. Minutes of order are taken on record and marked `X' for identification. In the result impugned order dated 1.6.07 is quashed and

set aside. The revision petition pending on the file of the respondent No.2 stands restored to file. The 2nd respondent is directed to decide the same afresh on merit after affording reasonable opportunity of hearing to all the concerned parties. In the facts of the present case I hope and trust that respondent No.2 will decide the revision as expeditiously as possible preferably within two months from today. Rule made absolute in above terms.

19.7.07